

STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL VALLEY REGION

Minutes
18/19 March 2004
461st Regular Meeting
Central Valley Regional Water
Quality Control Board
11020 Sun Center Drive
Rancho Cordova, CA 95670

THURSDAY, 18 MARCH 2004

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Alson Brizard, Robert Fong, Beverly Alves, Lucille Palmer-Byrd, Cher Kablanow, Christopher Cabaldon, Members. Robert Fong attended the morning session only, and Christopher Cabaldon attended the afternoon session only.

OTHERS PRESENT

John Sanders, Dept of Pesticide Regulation
Jeff Boeger, M.E.B. Farm Management
Bill Jennings, DeltaKeeper
Phil Govea, City of Manteca
Bob Adams, City of Manteca
Malcolm Walker, City of Manteca
Gail Delihant, Asem. Aghazarian's office
John Hansen, Del Puerto Water District
Michael Niem, Modesto Irrigation District
Thomas Valenta, Merced Irrigation District
Robert Acker, Merced Irrigation District
Tom Schreier, Valent USA
Michael Yee, City of Sacramento
Jeanne Wallberg, Archibald & Wallberg

David Phillips, UC Davis
Joseph Stagner, UC Davis
Noelle Cremers, CA Cattlemen's Assoc.
Tim Johnson, CA Rice Commission
Dee Swearingen, Anderson Irrigation District
Vieva Swearingen, Shasta Sub-Watershed
John Hewitt, CA Farm Bureau
Roberta Firoved, CA Rice Commission
George Soares, Kahn, Soares & Conway
David Cory, SJR Exchange Contractors
Bill Thomas, South SJ Coalition
Aaron Ferguson, NCWA
Parry Klassen, East SJ Water Coalition
Dennis Gudgel, Stanislaus County

BOARD MEMBER COMMUNICATION

- Al Brizard reported that he had attended a State Agricultural Commission meeting on 17 March in Woodland and discussed irrigated agricultural issues.
- Karl Longley reported that he had attended the Chairs meeting on 25 February.
 - Celeste Cantu stated that the budget is only 18% General Funds, which gives stability but no flexibility. We need to tell our story to the Legislature and public.
 - Chairman Baggett reported that the Governor believes a good economy needs a good environment. Perchlorate is a major issue that is increasingly diverting effort from other water quality work.
 - The Chairman from Region 6 reported on water quality problems from irrigation with wastewaters, and the existing data gaps to evaluate such projects.
- Karl Longley and Al Brizard attended a 1 March meeting with Western United Dairywomen, UC Ag Extension, and other dairy interests to discuss dairy waste pond design, approval and data gaps. He hopes for a hearing soon to discuss these issues and the role of the Dairy Quality Assurance Program in a CAFO general NPDES Permit.

- Cher Kablanow reported attending the annual meeting of the Stanislaus County Farm Bureau on 24 February, and the USDA NRCS local workgroup in Stanislaus County, also on 24 February.
- Al Brizard attended the 24 February meeting of the Stanislaus County Farm Bureau as a director.
- Chairman Schneider reported that he had attended a number of Agricultural Subcommittee meetings, a meeting with the California Rice Commission (Tim Johnson and George Soares), a meeting of the North East Water Quality Coalition in Beaver, and Farm Bureau meetings with Al Brizard.
- Christopher Cabaldon reported that he has been appointed as a Commissioner for the Port of Sacramento, and to the Board of Directors for the Sacramento Regional County Sanitation District.

EXECUTIVE OFFICERS REPORT

An addendum to the written EO Report in the Agenda was handed out.

Tom Pinkos pointed out that the EO Report included information on the meeting with the Wine Institute on 5 March. He had made a presentation to the Public Works Directors in Santa Barbara on 4 March. Mr. Pinkos further reported that both the April and June Board meetings would be 1½ to 2 days long, and reviewed the major issues to be dealt with at each meeting.

Wendy Wyels provided a status report on dischargers around Lake Berryessa.

OTHER BUSINESS

1. **The January meeting minutes were approved as written.**
2. **The Board met in closed session to discuss ongoing litigation and to discuss the AKT matters identified under Agenda Item 22. The Board reissued the referral to the Attorney General made January 29 so that it covers all violations from the 2002 rainy season forward.**
3. **University of California, Davis Campus Main Wastewater Treatment Plant, Yolo and Solano Counties - *Consideration of an amended NPDES Permit and Cease and Desist Order***

A public hearing was held. Richard McHenry presented the staff report. Additional testimony was provided by David Phillips, Joseph Stagner, Dave Carlson and Ken Landau.

R5-2004-0024 MOTION: By Mr. Longley, seconded by Mr. Schneider to approve the amended NPDES Order. Approved with Mrs. Alves voting no, and Mr. Brizard abstaining.

R5-2004-0025 MOTION: By Mr. Longley, seconded by Mr. Schneider to approve the Cease and Desist Order. Approved by role call vote with Mrs. Alves voting no, and Mr. Brizard abstaining.

4. **Rice Pesticide Program, Management Practices for the 2004 Rice Season-*Consideration of Approval***

Board Member, Beverly Alves recused herself from this item and left the dais. A public hearing was held. Amanda Smith presented the staff report. Additional testimony was given by Tim Johnson, Roberta Firoved, Michael Yee, Tom Schreier and Rudy Schnagl.

R5-2004-0026 MOTION: By Mr. Longley, seconded by Mr. Schneider to approve the proposed order. Unanimously approved.

5. **Conditional Waiver of Waste Discharge Requirements For Discharges From Irrigated Lands Within The Central Valley Region – *Information Report***

Bill Croyle provided the staff report, assisted by Amanda Smith and Jeanne Chilcott. Additional information was given by David Cory, Bill Thomas, Aaron Ferguson, Parry Klassen, Dennis Gudgel, John Hewitt, and Tim Johnson. This item was for the Board's information.

6. **The meeting was recessed at 4:19 p.m. to Friday's session**

FRIDAY, 19 MARCH 2004

BOARD MEMBERS PRESENT

Robert Schneider, Chair, Karl Longley, Vice Chair, Alson Brizard, Robert Fong, Beverly Alves and Lucille Palmer-Byrd, Members.

BOARD MEMBERS ABSENT

Christopher Cabaldon and Cher Kablanow

PUBLIC FORUM

Bill Jennings of DeltaKeeper informed the Board that several lawsuits had been filed against districts for inadequate CEQA documentation of their aquatic herbicide application programs intended to support coverage under the State Board's Aquatic Herbicide General NPDES Permit. He stated that lawsuits have been filed against Regional Boards (including the Central Valley Region) and the State Board regarding Timber Harvest Waivers, and that lawsuits are anticipated over several recently approved Basin Plan Amendments. He also stated that environmental groups are strongly opposed to SWRCB's proposed 303(d) listing policy that would raise the threshold for listing an impaired water body, and that DeltaKeeper is also concerned about the underground regulation memo recently sent by Celeste Cantu regarding incidental runoff from golf courses.

UNCONTESTED CALENDAR

Enforcement

7. **The County of Tuolumne and the County of Tuolumne Department of Public Works Division of Solid Waste for Corrective Action and Closure, Jamestown Municipal Solid Waste Landfill Facility, Tuolumne County - *Consideration of Cease and Desist Order***

A public hearing was held. No one appeared to contest the proposed order.

R5-2004-0030 MOTION: By Mr. Brizard, seconded by Mr. Longley to approve the proposed order. Unanimously approved by role call vote.

Uncontested NPDES Permits

8. **Aerojet-General Corporation, Interim Groundwater Extraction and Treatment Systems, American River Study Area, GET E/F, and OU-3, Sacramento County**

A public hearing was held. No one appeared to contest the proposed order.

R5-2004-0027 MOTION: By Mr. Longley, seconded by Mrs. Palmer-Byrd to approve the proposed NPDES order. Unanimously approved.

9. **The Boeing Company, Interim Groundwater Extraction and Treatment System, Inactive Rancho Cordova Test Site, Sacramento County**

A public hearing was held. No one appeared to contest the proposed order.

R5-2004-0031 MOTION: By Mr. Longley, seconded by Mrs. Alves to approve the proposed NPDES order. Unanimously approved.

10. Uncontested Change of Name and/or Ownership

- a. Crimson Resource Management Corporation, Buena Vista, Section 36B, Buena Vista Oil Field, Kern County
- b. Sunray Petroleum, Inc., Mountain View-All Leases, Mountain View Oil Field, Kern
- c. Tri-Enterprises, Inc., Madera County
- d. Lange Bros. Construction, Inc., Kelseyville, Waste Discharge Requirements
- e. E & J Gallo Winery (dba San Joaquin Valley Concentrates), Modesto County
- f. Children's Hospital Central California, Madera County
- g. Lime Saddle Marina, Butte County
- h. Crossbow, LLC, Community Lease, Deer Creek Oil Field, Tulare County

A public hearing was held. No one appeared to contest the proposed orders.

R5-2004-0032 MOTION: By Mrs. Alves seconded by Mrs. Palmer-Byrd to approve the proposed orders. Unanimously approved.

11. Uncontested Rescissions

- a. King View Hospital Wastewater Treatment Facility, Kings County
- b. Wawona Frozen Foods, Fresno County,
- c. Mokelumne Gold Mine, Rita J. O'Conner, Amador County
- d. San Joaquin Sand & Gravel Blackstone, Fresno County
- e. City of Hanford's Wastewater Treatment Facility, Kings County
- f. Francisco G. Silva Dairy, Stanislaus County
- g. California Cascade Industries Wood Treating Facility, Woodland, Yolo County
- h. DeGroot and Sons, Suprema Specialties West, Inc., Cheese Manufacturing and Wastewater Disposal Facility, San Joaquin County
- i. Village West Marina Maintenance Dredging Project, Village Marina Investor, Pegasus Group General Partners, City of Stockton, San Joaquin County

A public hearing was held. No one appeared to contest the proposed orders.

R5-2004-0033 MOTION: By Mrs. Palmer-Byrd seconded by Mrs. Alves to approve the proposed orders. Unanimously approved.

12. Uncontested Waste Discharge Requirements

R5-2004-0034	Ernie and Mary Schenone, Schenone Specialty Foods, Inc., San Joaquin County
R5-2004-0035	Rodney and Gayla Schatz, Mokelumne Rim Vineyards, San Joaquin County
R5-2004-0036	Amador Water Agency, Pine Grove Community Leachfield System, Amador County
R5-2004-0037	Ritchie Brothers Properties, Inc., Dunnigan Auction Yard Wastewater Treatment Facility, Yolo County
R5-2004-0038	Air Force Real Property Agency, Former McClellan Air Force Base, Enhanced Anaerobic Bioremediation Pilot Test At IC-42, Sacramento County
R5-2004-0039	City of Sacramento, 28th Street Landfill, Class III Landfill, Post-closure Maintenance and Corrective Action, Sacramento County
R5-2004-0040	Young Life, Young Life Woodleaf Wastewater System, Yuba County
R5-2004-0041	County of Placer Department of Facility Services, Loomis Landfill, Class III Landfill, Post-closure Maintenance and Corrective Action, Placer County
R5-2004-0042	Lassen County, For Operation of Westwood Class III Municipal Solid Waste Landfill, Lassen County

A public hearing was held. No one appeared to contest the proposed orders.

MOTION: By Mr. Longley seconded by Mr. Brizard to approve the proposed orders. Unanimously approved.

WASTE DISCHARGE REQUIREMENTS

- 13. United States Air Force, Beale Air Force Base, Site 10 Enhanced Bioremediation Pilot Study, Yuba County - *Consideration of Waste Discharge Requirements***

THIS ITEM WAS REMOVED AND NOT HEARD AT THIS BOARD MEETING.

ENFORCEMENT

- 14. City of Vacaville, Easterly Wastewater Treatment Plant, Elmira, Solano County – *Consideration of NPDES Permit Revision and Cease and Desist Order***

THIS ITEM WAS REMOVED AND NOT HEARD AT THIS BOARD MEETING.

- 15. City of Manteca, City of Lathrop, and Dutra Farms, Manteca Water Quality Control Facility, San Joaquin County – *Consideration of NPDES Permit Renewal and Cease and Desist Order***

A public hearing was held. Mike Kummer and Patricia Leary presented the staff report. Additional testimony was given by Bob Adams, Phil Govea, Matt Walker and Bill Jennings.

R5-2004-0028 MOTION: By Mr. Longley seconded by Mr. Fong to approve the NPDES renewal. Unanimously approved.

R5-2004-0029 MOTION: By Mr. Longley seconded by Mr. Brizard to approve the Cease and Desist Order. Unanimously approved by role call vote.

- 16. The meeting was adjourned at 9:58 a.m. to the 22/23 April 2004 regular meeting.**